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ORIGINAL

Mark J. Palchick
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March 7, 2005

Ms. Marlene Dortch
Federal Communications Commission
Office of the Secretary
Washington, DC 20554

RECEIVED

MAR - 7 2005

Federal Communications Commission
Office of Secretary

**Re: Request for Review of SLD Funding Decision for
Form 471 Application Number 400938, Funding Request Number 1128026
CC Docket No. 02-6
Funding Year 2004 (7/1/2004 - 6/30/2005)**

Dear Ms. Dortch:

Enclosed please find an original and four (4) copies of an appeal of the January 11, 2005 Schools and Library Division Funding Decision for Form 471 Application Number 400938, FRN 1128026, filed on behalf of Barberton City School District (Billed Entity No. 129522).

Please contact the undersigned with any questions regarding this appeal.

Respectfully submitted,



Mark J. Palchick

Enclosures

No. of Copies rec'd at 4
List ABCDE

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington D.C. 20554

RECEIVED

MAR - 7 2005

Federal Communications Commission
Office of Secretary

In the Matter of)

Request for Review of the)

Decision of the)

Universal Service Administrative Company)

By)

Barberton City School District)

Billed Entity No. 129522)

CC Docket No. 02-6

File No. _____

Before the Common Carrier Bureau

REQUEST FOR REVIEW

Barberton City School District ("Barberton"), by its attorneys, respectfully appeals the January 11, 2005 denial of funding by the Schools and Library Division ("SLD") of the Universal Service Administrative Company ("USAC") for FCC Form 471 Application Number 400938, Funding Request Number ("FRN") 1128026 for Funding Year 2004 (07/01/2004 – 06/30/2005) ("Year 7 Form 471"). The SLD's denial of funding is based on a mistake by the SLD and is contrary to the FCC's rules, the SLD's standards, and unfairly prejudices schools entitled to funding under the E-Rate program. As demonstrated herein, there is no reasonable basis for the SLD's denial of FRN 1128026.

The SLD gave as its explanation for the denial of Barberton's FRN 1128026 that "[t]he contract expiration date on Form 471 for the current funding year has changed from what was reported on the previous year's Form 471." See Funding Commitment Decision Letter dated January 11, 2005, attached as Exhibit 1. The contract expiration date listed in the Year 7 Form 471 has changed, because the contract for services referenced in the previous year's Form 471

was a one year contract. This year, those services were re-bid using a new Form 470. Barberton then signed a contract with a new expiration date, which was subsequently listed on this year's Form 471.

The establishing Form 470 for the Year 7 Form 471 is Form 470 Application No. 853830000471454 ("Year 7 Form 470"), attached as Exhibit 2. The Year 7 Form 470 indicated in Block 2 that Barberton sought Internet Access services "for students in all buildings." Barberton received a bid from Northeast Ohio Network for Educational Technology, SPIN 143022719 ("NEOnet") for these services and accepted the bid. The Year 7 Form 471 in Block 5 indicates that it entered into a one year contract with NEOnet for Internet Access Services, with a service start date of July 1, 2004 and a Contract Expiration Date of June 30, 2005. The Form 470 Application Number referenced is the Year 7 Form 470. See Year 7 Form 471 attached as Exhibit 3.

The SLD denial of funding seems based on the assumption that Barberton entered into a multiple year contract for Internet Access services in Funding Year 6, which is not accurate. In Funding Year 6, Barberton posted a Form 470 with Application Number 705240000437712 ("Year 6 Form 470"), attached as Exhibit 4. The Year 6 Form 470 requested Internet Access services "for all students in all buildings." NEOnet submitted a bid in response to the Year 6 Form 470 and was awarded a one year contract. The Form 471 submitted by Barberton in Year 6 was 471 Application Number 343237 ("Year 6 Form 471"), attached as Exhibit 5. The Year 6 Form 471 indicated that a one year contract was entered into with NEOnet with a service start date of July 1, 2003 and a contract expiration date of June 30, 2004.

On November 11, 2004, Barberton received a written request for information from the Program Integrity Assurance (PIA) team. This request asked, in relevant part, that for FRN

1128026 Barberton, “verify if the referenced Form 470 is the establishing Form 470 for the services to the entity on this Form 471.” See PIA Request, attached as Exhibit 6. The appropriate Barberton official responded, in writing, confirming that the Form 470 referenced in the Form 471 with FRN 1128026 is the establishing Form 470 for the NEOnet internet access.¹ See Barberton Response, attached as Exhibit 7. Therefore, the SLD should have been aware that the Form 471 was correctly tied to the appropriate Form 470, and that the accepted services were pursuant to a new one year contract.

Barberton issued a Form 470 seeking new bids for each of the Funding Years 6 and 7. NEOnet submitted a bid for each funding year and was awarded a one year contract. The Form 470s referenced in each year’s Form 471 was correct and referenced the correct contract start and expiration dates.

In the present case, Barberton made no mistake in the application process. The only minor error it made was in referencing its Form 471 instead of its Form 470 in responding to the PIA request. However, there was sufficient other information provided in that response for PIA to determine the true nature of the information.²

Barberton timely posted a Form 470 for Funding Year 7, it reviewed the bids received in response to that Form 470 and awarded a one year contract for Internet Access services to NEOnet, it then timely prepared and filed a Form 471 which referenced both the correct Form


¹ Barberton mistakenly referenced the Form 471 number in its response. However, it is clear from the text of the response that applicant was confirming the Form 470 was the referencing Form 470.

² Even where a mistake is made in the preparation of a Form 471 and information is provided in either the application or the PIA review process that presents the correct information then, assuming the applicant highlights the error and demonstrates how the SLD could have reasonably ascertained the true nature of the information, the appeal should be granted. See DeKalb County School System, 16 FCC Rcd 16199 (2001); See also Brockton Public Schools, 16 FCC Rcd 15739 (2001).

470 and the correct contract start and expiration dates. There was no basis for SLD to deny this funding request.

Based upon the information presented herein, Barberton respectfully requests that the Commission direct the SLD to grant the Funding Request Number 1129026.

BARBERTON CITY SCHOOL DISTRICT

By: 

Mark J. Palchick
Joan Stewart
Its Attorneys

WOMBLE CARLYLE SANDRIDGE & RICE, PLLC
1401 Eye Street N.W., Seventh Floor
Washington D.C. 20005
(202) 857-4490

Dated: March 7, 2005

Exhibit 1

Funding Commitment Decision Letter



Universal Service Administrative Company
Schools & Libraries Division

FUNDING COMMITMENT DECISION LETTER

(Funding Year 2004: 07/01/2004 - 06/30/2005)

January 11, 2005

Nancy Baker
BARBERTON CITY SCHOOL DISTRICT
Barberton High School
555 Barber Road
Barberton, OH 44203-1737

Re: Form 471 Application Number: 400938
Funding Year 2004: 07/01/2004 - 06/30/2005
Billed Entity Number: 129522
Applicant's Form Identifier: Year 7 471

Thank you for your Funding Year 2004 E-rate application and for any assistance you provided throughout our review. Here is the current status of the funding request(s) featured in the Funding Commitment Report at the end of this letter.

- The amount, \$93,258.30 is "Approved."
- The amount, \$30,233.01 is "Denied."

Please refer to the Funding Commitment Report on the page following this letter for specific funding request decisions and explanations.

The Important Reminders and Deadlines immediately preceding this letter are provided to assist you throughout the application process.

NEXT STEPS

- Review technology planning approval requirements
- Review CIPA Requirements
- File Form 486
- Invoice the SLD using the Form 474 (service providers) or Form 472 (Billed Entity)

FUNDING COMMITMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Report for the Form 471 application cited above. The enclosed report includes a list of the Funding Request Number(s) (FRNs) from your application. The SLD is also sending this information to your service provider(s) so preparations can be made to begin implementing your E-rate discount(s) after you file your Form 486. Immediately preceding the Funding Commitment Report, you will find a guide that provides a definition for each line of the Report.

TO APPEAL THIS DECISION:

If you wish to appeal the decision indicated in this letter, your appeal must be received by the SLD or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which Funding Commitment

Decision(s) you are appealing. Indicate the relevant funding year and the date of the FCDL. Your letter of appeal must also include the Billed Entity Name, the Form 471 Application Number, and the Billed Entity Number from the top of your letter.

3. When explaining your appeal, copy the language or text from the Funding Commitment Report that is at the heart of your appeal, to allow the SLD to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We encourage the use of either the e-mail or fax filing options.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, sent to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use either the e-mail or fax filing options.

NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Universal Service Support Mechanism. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all such requirements. The SLD may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by the SLD, the applicant, or the service provider. The SLD, and other appropriate authorities (including but not limited to USAC and the FCC), may pursue enforcement actions and other means of recourse to collect erroneously disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

Schools and Libraries Division
Universal Service Administrative Company

A GUIDE TO THE FUNDING COMMITMENT REPORT

A report for each E-rate funding request from your application is attached to this letter. We are providing the following definitions for the items in that report.

FORM 471 APPLICATION NUMBER: The unique identifier assigned to a Form 471 application by the SLD.

FUNDING REQUEST NUMBER (FRN): A Funding Request Number is assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to applicants and service providers the status of individual funding requests submitted on a Form 471.

FUNDING STATUS: Each FRN will have one of the following definitions:

1. An FRN that is "Funded" is approved at the level that the SLD determined is appropriate for this FRN. The funding level will generally be the level requested unless the SLD determines during the application review process that some adjustment is appropriate.
2. An FRN that is "Not Funded" is one for which no funds were committed. The reason for the decision will be briefly explained in the "Funding Commitment Decision Explanation." An FRN may be "Not Funded" because the request does not comply with program rules, or because the total amount of funding available for this Funding Year was insufficient to fund all requests.
3. An FRN that is "As Yet Unfunded" reflects a temporary status that is assigned to an FRN when the SLD is uncertain at the time the letter is generated whether there will be sufficient funds to make commitments for requests for Internal Connections at a particular discount level. For example, if your application included requests for discounts on both Telecommunications Services and Internal Connections, you might receive a letter with funding commitments for your Telecommunications Services funding requests and a message that your Internal Connection requests are "As Yet Unfunded." You would receive one or more subsequent letters regarding the funding decision on your Internal Connections requests.

SERVICES ORDERED: The type of service ordered from the service provider, as shown on your Form 471.

SPIN (Service Provider Identification Number): A unique number assigned by the Universal Service Administrative Company to service providers seeking payment from the Universal Service Fund for participating in the universal service support mechanisms. A SPIN is also used to verify delivery of services and to arrange for payment.

SERVICE PROVIDER NAME: The legal name of the service provider.

CONTRACT NUMBER: The number of the contract between the eligible party and the service provider. This will be present only if a contract number was provided on your Form 471.

BILLING ACCOUNT NUMBER: The account number that your service provider has established with you for billing purposes. This will be present only if a Billing Account Number was provided on your Form 471.

SERVICE START DATE: The date services were reported to start for this FRN on your Form 471.

CONTRACT EXPIRATION DATE: The date the contract expires. This will be present only if a contract expiration date was provided on your Form 471.

SITE IDENTIFIER: The Entity Number listed in Form 471, Block 5, Item 22a. This will be present only for "site specific" FRNs.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE RECURRING CHARGES: Eligible monthly pre-discount amount approved for recurring charges multiplied by number of months of recurring service approved for the funding year.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE NON-RECURRING CHARGES: Annual eligible non-recurring charges approved for the funding year.

PRE-DISCOUNT AMOUNT: Amount in Form 471, Block 5, Item 23I, as determined through

the application review process.

DISCOUNT PERCENTAGE APPROVED BY THE SLD: The discount rate that the SLD has approved for this service.

FUNDING COMMITMENT DECISION: This represents the total amount of funding that the SLD has reserved to reimburse your service provider for the approved discounts for this service for this funding year. It is important that you and your service provider both recognize that the SLD should be invoiced and the SLD may direct disbursement of discounts only for eligible, approved services actually rendered.

FUNDING COMMITMENT DECISION EXPLANATION: This entry provides an explanation of the amount in the "Funding Commitment Decision."

FUNDING COMMITMENT REPORT

Form 471 Application Number: 400938
Funding Request Number: 1116744 Funding Status: Funded
Services Ordered: Telecommunications Service
SPIN: 143001688 Service Provider Name: SBC Ohio
Contract Number: N/A
Billing Account Number: 330-753-1025
Service Start Date: 07/01/2004
Contract Expiration Date: 01/30/2007
Annual Pre-discount Amount for Eligible Recurring Charges: \$24,520.32
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$24,520.32
Discount Percentage Approved by the SLD: 69%
Funding Commitment Decision: \$16,919.02 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: The monthly charge was changed to reflect the documentation provided by the applicant.

Funding Request Number: 1117442 Funding Status: Funded
Services Ordered: Telecommunications Service
SPIN: 143001236 Service Provider Name: First Communications, LLC
Contract Number: T
Billing Account Number: 330-753-1025
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Annual Pre-discount Amount for Eligible Recurring Charges: \$6,600.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$6,600.00
Discount Percentage Approved by the SLD: 69%
Funding Commitment Decision: \$4,554.00 - FRN approved as submitted

Funding Request Number: 1127824 Funding Status: Funded
Services Ordered: Internet Access
SPIN: 143019922 Service Provider Name: Time Warner Cable, Northeast Ohio
Contract Number: N/A
Billing Account Number: 330-753-1025
Service Start Date: 07/01/2004
Contract Expiration Date: 01/19/2006
Annual Pre-discount Amount for Eligible Recurring Charges: \$16,344.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$16,344.00
Discount Percentage Approved by the SLD: 69%
Funding Commitment Decision: \$11,277.36 - FRN approved; modified by SLD

Funding Request Number: 1127901 Funding Status: Funded
Services Ordered: Internet Access
SPIN: 143019922 Service Provider Name: Time Warner Cable, Northeast Ohio
Contract Number: N/A
Billing Account Number: 330-753-1025
Service Start Date: 07/01/2004
Contract Expiration Date: 05/31/2111
Annual Pre-discount Amount for Eligible Recurring Charges: \$54,692.64
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$54,692.64
Discount Percentage Approved by the SLD: 69%
Funding Commitment Decision: \$37,737.92 - FRN approved as submitted

FUNDING COMMITMENT REPORT

Form 471 Application Number: 400938
Funding Request Number: 1128026 Funding Status: Not Funded
Services Ordered: Internet Access
SPIN: 143022719 Service Provider Name: Northeast Ohio Network for Educa
Contract Number: 43539-0405
Billing Account Number: 330-753-1025
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Annual Pre-discount Amount for Eligible Recurring Charges: \$43,815.96
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$43,815.96
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Contract Violation
Funding Commitment Decision Explanation: The contract expiration date on Form 471 for the current funding year has changed from what was reported on the previous year's Form 471.

Funding Request Number: 1128135 Funding Status: Funded
Services Ordered: Telecommunications Service
SPIN: 143001688 Service Provider Name: SBC Ohio
Contract Number: N/A
Billing Account Number: 330-753-1084
Service Start Date: 07/01/2004
Contract Expiration Date: 02/02/2008
Annual Pre-discount Amount for Eligible Recurring Charges: \$28,800.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$28,800.00
Discount Percentage Approved by the SLD: 69%
Funding Commitment Decision: \$19,872.00 - FRN approved as submitted

Funding Request Number: 1131696 Funding Status: Funded
Services Ordered: Telecommunications Service
SPIN: 143000677 Service Provider Name: Verizon Wireless fka Cellco Part
Contract Number: MTM
Billing Account Number: 330-753-1025
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Annual Pre-discount Amount for Eligible Recurring Charges: \$4,200.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$4,200.00
Discount Percentage Approved by the SLD: 69%
Funding Commitment Decision: \$2,898.00 - FRN approved as submitted

IMPORTANT REMINDERS & DEADLINES

Date: January 11, 2005
471 : 400938
BEN : 129522

The following information is provided to assist you throughout the application process. We recommend that you keep it in an easily accessible location and that you share it with the appropriate members of your organization.

FORM 486 DEADLINE - The Form 486 must be postmarked no later than 120 days after the Service Start Date you report on the Form 486 or no later than 120 days after the date of the Funding Commitment Decision Letter, whichever is later. If you are required to have a Technology Plan, that plan must be approved by the start of service for this funding year, you must indicate the SLD Certified Technology Approver who approved your plan and you must retain your approval letter and documentation of your monitoring of the progress toward your stated goals.

CHILDREN'S INTERNET PROTECTION ACT (CIPA) - You must be in compliance with CIPA and cannot request a waiver, if FY2004 is your Third Funding Year for the purposes of CIPA.

INVOICE DEADLINE - Invoices must be postmarked no later than 120 days after the last date to receive service - including extensions - or 120 days after the date of the Form 486 Notification Letter, whichever is later. Invoices should not be submitted until the invoiced products and services have been delivered and billed, and (for BEAR Forms) the provider has been paid.

OBLIGATION TO PAY NON-DISCOUNT PORTION - Applicants are required to pay the non-discount portion of the cost of the products and/or services. Service providers are required to bill applicants for the non-discount portion. The FCC has stated that requiring applicants to pay their share ensures efficiency and accountability in the program. If you are using a trade-in as part of your non-discount portion, please refer to the SLD web site.

RETAIN DOCUMENTATION - Applicants must retain documentation, including but not limited to, documents showing:

- compliance with all applicable competitive bidding requirements,
- products and/or services delivered (e.g., customer bills detailing make, model and serial number),
- resources necessary to make effective use of E-rate discounts, including the purchase of equipment such as workstations not eligible for support,
- the specific location of each item of E-rate funded equipment, and
- the applicant has paid the non-discount portion.

These documents must be retained and available for review for 5 years.

SUSPENSION AND DEBARMENT - Persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the Schools and Libraries Support Mechanism are subject to suspension and debarment from the program.

FREE SERVICES ADVISORY - Applicants and service providers are prohibited from using the Schools and Libraries Support Mechanism to subsidize the procurement of ineligible or unrequested products and services, or from participating in arrangements that have the effect of providing a discount level to applicants greater than that to which applicants are entitled.

Complete program information - including more information on these reminders - is posted to the Schools and Libraries Division (SLD) web site at www.sl.universalservice.org. You may also contact the SLD Client Service Bureau by e-mail using the "Submit a Question" link on the SLD web site, by fax at 1-888-276-8736 or by phone at 1-888-203-8100.

Exhibit 2

Year 7 Form 470

Form 470

Year 7

cut ID
38576

FCC Form
470

Do not write in this area

Approval by OMB
3060-0806

Schools and Libraries Universal Service Description of Services Requested and Certification Form 470

Estimated Average Burden Hours Per Response: 4 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator Web Site and interested service providers can identify you as a potential customer and compete to serve you.

Please read instructions before beginning this application. (You can also file online at www.sl.universalservice.org)

Applicant's Form Identifier (Create your own code to identify THIS Form 470) Y E A R 7 4 7 0		Form 470 Application #: 853830000471454 <small>(To be inserted by Fund Administrator)</small>								
Block 1: Applicant Address and Identifications										
1 Name of Applicant B A R B E R T O N C I T Y S C H O O L D I S T R I C T										
<table style="width: 100%;"> <tr> <td style="width: 50%;">2 Funding Year</td> <td style="width: 50%;">3 Your Entity Number</td> </tr> <tr> <td>July 1, 2 0 0 4 through June 30, 2 0 0 5</td> <td>1 2 9 5 2 2</td> </tr> </table>			2 Funding Year	3 Your Entity Number	July 1, 2 0 0 4 through June 30, 2 0 0 5	1 2 9 5 2 2				
2 Funding Year	3 Your Entity Number									
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4a Street Address, P.O. Box, or Route Number 4 7 9 N O R T O N A V E										
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b Telephone Number	c Fax Number									
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d E-mail Address 										
5 Type of Application <table style="width: 100%;"> <tr> <td style="width: 30%;">Individual School</td> <td>(individual public or non-public school)</td> </tr> <tr> <td><input checked="" type="checkbox"/> School District</td> <td>(LEA; public or non-public [e.g. diocesan] local district representing multiple schools)</td> </tr> <tr> <td>Library</td> <td>(including library system, library branch or library consortium applying as a library)</td> </tr> <tr> <td>Consortium</td> <td>(intermediate service agencies, states, state networks, special consortia)</td> </tr> </table>			Individual School	(individual public or non-public school)	<input checked="" type="checkbox"/> School District	(LEA; public or non-public [e.g. diocesan] local district representing multiple schools)	Library	(including library system, library branch or library consortium applying as a library)	Consortium	(intermediate service agencies, states, state networks, special consortia)
Individual School	(individual public or non-public school)									
<input checked="" type="checkbox"/> School District	(LEA; public or non-public [e.g. diocesan] local district representing multiple schools)									
Library	(including library system, library branch or library consortium applying as a library)									
Consortium	(intermediate service agencies, states, state networks, special consortia)									



Entity Number <u>129522</u>	Applicant's Form Identifier <u>YEAR 7 470</u>
Contact Person <u>Nancy Baker</u>	Contact Telephone Number <u>(330) 753-1084</u>

Block 1: Applicant Address and Identifications (continued)

6a Contact Person's Name
N a n c y B a k e r

First, fill in every item of the Contact Person's information below that is different from Item 4, above. Then check the box next to the preferred mode of contact. (At least one box MUST be checked.)

b Street Address, P.O. Box, or Route Number
B a r b e r t o n H i g h S c h o o l
5 5 5 B a r b e r R o a d
City
B A R B E R T O N
State Zip Code
O H 4 4 2 0 3 1 7 3 7

☒ c Telephone Number ☐ d Fax Number
3 3 0 7 5 3 1 0 8 4 Ext 5 0 6 8 3 3 0 8 4 8 6 2 4 4

☐ e E-mail Address
n b a k e r @ b a r b e r t o n . s u m m i t . k 1 2 . o h

Block 2: Summary Description of Needs or Services Requested

7 This Form 470 describes (check all that apply):

- a ☒ Tariffed services - telecommunications services, purchased at regulated prices, for which the applicant has no signed, written contract. A new Form 470 must be filed for tariffed services for each funding year.
- b ☒ Month-to-month services for which the applicant has no signed, written contract. A new Form 470 must be filed for these services for each funding year.
- c ☒ Services for which a new written contract is sought for the funding year in Item 2.
- d ☐ A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous program year.

NOTE: Services that are covered by a signed, written contract executed pursuant to posting of a Form 470 in a previous program year OR a contract signed on/before 7/10/97 and reported on a Form 470 in a previous year as an existing contract do NOT require filing of a Form 470.

What kinds of service are you seeking: Telecommunications Services, Internet Access, or Internal Connections? Refer to the Eligible Services List at www.ei.universalservice.org for examples. Check the relevant category or categories (8, 9, and/or 10 below), and answer the questions in each category you select.



Entity Number	129522	Applicant's Form Identifier	YEAR 7 470
Contact Person	Nancy Baker	Contact Telephone Number	(330) 753-1084
Block 2: Summary Description of Needs or Services Requested (Continued)			
8 Telecommunications Services		Item 8, page	1 of 1
<i>Do you have a Request for Proposal (RFP) that specifies the services you are seeking?</i>			
a <input type="checkbox"/> YES, I have an RFP. It is available on the Web at:			
or via (check one)			
the Contact Person in Item 6 or the contact listed in Item 11.			
b <input checked="" type="checkbox"/> NO, I do not have an RFP for these services.			
If you answered NO, you must list below the Telecommunications Services you seek. Specify each service or function (e.g., local voice service) and quantity and/or capacity (e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Telecommunications Services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Add additional pages if needed.			
Service or Function			
P O T S			
1) Quantity and/or Capacity			
1 2 b u i l d i n g s			
Service or Function			
C e l l u l a r S e r v i c e			
2) Quantity and/or Capacity			
a p p r o x i m a t e l y 3 0 c e l l p h o n e s			
Service or Function			
L o n g D i s t a n c e S e r v i c e			
3) Quantity and/or Capacity			
1 2 b u i l d i n g s			
Service or Function			
4) Quantity and/or Capacity			
Service or Function			
5) Quantity and/or Capacity			



Entity Number	129522	Applicant's Form Identifier	YEAR 7 470
Contact Person	Nancy Baker	Contact Telephone Number	(330) 753-1084

Block 2: Summary Description of Needs or Services Requested (Continued)

9 Internet Access Item 9, page 1 of 1

Do you have a Request for Proposal (RFP) that specifies the services you are seeking?

☐ YES, I have an RFP. It is available on the Web at:

or via (check one)

the Contact Person in Item 6 or the contact listed in Item 11.

☒ NO, I do not have an RFP for these services.

If you answered NO, you must list below the Internet Access services you seek. Specify each service or function (e.g., monthly Internet service) and quantity and/or capacity (e.g., for 500 users). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Internet Access services. Add additional pages if needed.

Service or Function	Internet Access
1) Quantity and/or Capacity	For students in all buildings
Service or Function	
2) Quantity and/or Capacity	
Service or Function	
3) Quantity and/or Capacity	
Service or Function	
4) Quantity and/or Capacity	
Service or Function	
5) Quantity and/or Capacity	



Entity Number	129522	Applicant's Form Identifier	YEAR 7 470
Contact Person	Nancy Baker	Contact Telephone Number	(330) 753-1084
Block 2: Summary Description of Needs or Services Requested (Continued)			
10 Internal Connections		Item 10, page	1 of 1
<i>Do you have a Request for Proposal (RFP) that specifies the services you are seeking?</i>			
a YES, I have an RFP. It is available on the Web at:			
or via (check one)			
the Contact Person in Item 6 or the contact listed in Item 11.			
b NO, I do not have an RFP for these services.			
If you answered NO, you must list below the Internal Connections services you seek. Specify each service or function (e.g., local area network) and quantity and/or capacity (e.g., connecting 10 rooms and 300 computers at 56kps or better). See the Eligible Services List at www.al.universalservice.org for examples of eligible Internal Connections services. Add additional pages if needed.			
Service or Function			
1) Quantity and/or Capacity			
Service or Function			
2) Quantity and/or Capacity			
Service or Function			
3) Quantity and/or Capacity			
Service or Function			
4) Quantity and/or Capacity			
Service or Function			
5) Quantity and/or Capacity			



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Block 2: Summary Description of Needs or Services Requested (Continued)

11 (Optional) Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the signer of this form.

Name _____

Title _____

Telephone Number _____ Ext. _____ Fax Number _____

E-mail Address _____

12 Check here if there are any restrictions imposed by state or local laws or regulations on how or when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or provide a Web address where they are posted and a contact name and telephone number for service providers without Internet access.

13 If you intend to enter into a multi-year contract based on this posting or a contract featuring an option for voluntary extensions, you may provide that information below. If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, summarize below (including the likely timeframes).

The Barberton City School district's plans are uncertain at this time due to budget problems.



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Contact Person	Nancy Baker	Contact Telephone Number	(330) 753-1084

Block 3: Technology Assessment

14 Basic telephone service only: If your application is for basic local and/or long distance telephone service (wireline or wireless) only, check this box and skip to Item 16.

15 Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is ONLY for basic telephone service, you must check at least one box in a through e. You may provide details for purchases being sought.

Desktop software: Software required

a. ☒ has been purchased; and/or is being sought.

Electrical systems:

b. ☒ adequate electrical capacity is in place or has already been arranged; and/or upgrading for electrical capacity is being sought.

Computers: a sufficient quantity of computers

c. ☒ has been purchased; and/or is being sought.

Computer hardware maintenance: adequate arrangements

d. ☒ have been made; and/or are being sought.

Staff development:

e. ☒ all staff have had an appropriate level of training/additional training has already been scheduled; and/or training is being sought.

f. Additional details: Use this space to provide additional details to help providers to identify the services you desire.

Block 4: Recipients of Service

16 Eligible Entities That Will Receive Services:
Check the ONE choice (a, b or c) that best describes this application and the eligible entities that will receive the services described in this application. You will then list in Item 17 the entity/entities that will pay the bills for these services.

a. Individual school or single-site library.

b. Statewide application for (enter 2-letter state code) representing (check all that apply):

All public schools/districts in the state.

All non-public schools in the state.

All libraries in the state.

Does your statewide application include INELIGIBLE entities? No Yes. If yes, complete item 18.



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Block 4: Recipients of Service (Continued)			
16c * School district, library system, or consortium application to serve multiple eligible entities:		Item 16c, page	1 of 1
Number of eligible entities		1	
For these eligible entities, please provide the following:			
Area Codes (list each unique area code)	Prefixes associated with each area code (first 3 digits of 7-digit phone number)		
1) 3 3 0			
2)			
3)			
4)			
5)			
6)			
7)			
8)			
9)			
10)			
11)			
12)			
13)			
14)			
Does your application include any INELIGIBLE entities? <input checked="" type="checkbox"/> No Yes. If yes, complete item 18.			



Entity Number	<u>129522</u>	Applicant's Form Identifier	<u>YEAR 7 470</u>
Contact Person	<u>Nancy Baker</u>	Contact Telephone Number	<u>(330) 753-1084</u>
Block 4: Recipients of Service (Continued)			
17 Billed Entities <small>List the entity/entities that will be paying the bills directly to the provider for the services requested in this application. These are known as Billed Entities. At least one line of this item must be completed. Attach additional sheets if necessary.</small>		Item 17, page 1 of 1	
Entity Number	Entity		
1) 1 2 9 5 2 2	B A R B E R T O N C I T Y S C H O O L D I S		
2)			
3)			
4)			
5)			
6)			
7)			
8)			
9)			
10)			
11)			
12)			
13)			
14)			
15)			
16)			
17)			
18)			
19)			
20)			



Entity Number	129522	Applicant's Form Identifier	YEAR 7 470
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Block 4: Recipients of Service (Continued)

18 Ineligible Participating Entities: Does your application also seek bids on services to entities that are not eligible for the Universal Service Program? If so, list those entities here Item 18, page 1 of 1 (attach pages if needed).

Ineligible Participating Entity	Area Code and Prefix
1)	
2)	
3)	
4)	
5)	
6)	
7)	
8)	
9)	
10)	
11)	
12)	
13)	
14)	
15)	
16)	
17)	
18)	

